

ARMED FORCES TRIBUNAL CHENNAI BAR ASSOCIATION

Regd No 198/2019

(Affiliated to Bar Council of Tamilnadu and Pudhucherry vide Regd. No. 259)
Old MH Complex 1A, Rudra Road, St Thomas Mount, Chennai - 600016.

Adv V J Arulraj President

Adv S Sudagar Vice President Adv R Santhalingam Secretary

Adv 5 Kannaiyan Jt Secretary Adv P Mani Treasurer

Executive Committee Members Adv A Q Chowdhary Adv D Daniel Adv K Srimathi

Dated: 27 Sep 2023

Ref: SC /CJI AFT CHD/187/2023

To
Hon'ble Dr Justice DY Chandrachud
CHIEF JUSTICE OF INDIA
SUPREME COURT OF INDIA
TILAK MARG
NEW DELHI – 110 001

Hon'ble Sir,

SUB: DIRECT ASSAULT ON THE INDPENDENCE OF JUDICIARY AS REFLECTED BY THE SUDDEN TRANSFER OF JUSTICE DHARM CHAND CHAUDHARY OF ARMED FORCES TRIBUNAL REGIONAL BENCH CHANDIGARH by the Chairperson of Principal Bench Armed Forces Tribunal New Delhi— as a reaction to the strictures passed by the Hon'ble Tribunal for non compliance of their Orders against the responsible Government Officials.

Ref: Armed Forces Tribunal Chandigarh Bench Bar Association letter CJ1/02 dated 25.09.2023

This has reference to the above.

Sir, we were shocked and with disbelief after we heard the news about the Transfer Orders issued to the HOD of AFT Chandigarh bench.

We also perused the APPEAL CJI /02/2023 dated 25.09.2023 filed by the Bar Assn of AFT Chandigarh Bench BAR ASSN.

Sir, we would like to refer to the *Judgment dated 24.04.2018 in UOI VS*Prithivi Singh & Ors, the Hon'ble Supreme Court has passed judgment as under:

PARA 17 "To say the least, this is an extremely unfortunate situation of unnecessary and avoidable burdening of this Court through frivolous litigation which calls for yet another reminder through the imposition of costs on the Union of India while dismissing this appeal

PARA 18. "The appeal is dismissed with costs of ₹.1,00,000/- as before to be deposited with the Supreme Court Legal Services Committee within four weeks from today for utilization for juvenile justice issue"

Sirs, even today lots of Orders of the tribunals are taken to the Supreme Court as appeals and the litigants are not able to appear before the Hon'ble Supreme Courts due to lack of resources by the ex-servicemen.

in this regard, LOTS OF ORDERS passed by the Hon'ble Tribunals in Chennai Bench too have not been implemented by the respondents till date. As on date the Execution petitions numbered as MA –exceed the Original Applications filed in our Armed Forces Tribunal Chennai Bench.

The respondents are not heeding to any penalties imposed by the Hon'ble Tribunals. In addition to the above, the Disability pension appeals by the litigants are kept un-disposed for more than 3 years and the litigants are also advised not to send any reminders to them.

Justice Dharam Chand Chaudary –HOD of the AFT Chandigarh Bench has been assaulted by the MoD officials by interfering in the judicial functioning of the AFT, thereby putting a direct assault on the independence of Judicial functioning and we are more aggrieved after learning that he has been transferred out of AFT Chandigarh on 25.09.2023 giving less than 12 hrs to comply with the orders.

We also learn that there are 3 Judicial Members in AFT Chandigarh and all the Execution Petitions have been transferred to the Principal Bench suo motto

Sir, needless to say, all the members of our Armed Forces Tribunal
Chennai Bar Association STAND IN SOLIDARITY with our Brethren at
Chandigarh for the cause of upholding the RESPECT, INTEGRITY & THE
INDEPENDENCE OF THE JUDICIARY

Sir, we strongly condemn the attempts of the bureaucrats at the MoD to curb the Judiciary Independence.

Sir, a meeting of the General Body of our AFT Chennai Bar Association shall be convened at the earliest to decide upon the further course of action regarding this issue.

Sir, these actions of MoD officials and the actions of the Principal Bench New Delhi gives out a wrong message to both the soldiers of the Armed Forces of the Country and their dependents as well as to the legal fraternity. JUSTICE DELAYED IS JUSTICE DENIED

Sir, only your Office has the supreme powers to curtail such practices and safe guard the constitutional provisions and ensure deliverance of natural justice is maintained in our country

Yours faithfully
For ARMED FORCES TRIBUNAL
CHENNAL BAR ASSOCIATION



Regl. No.: 33/1907-08

ARMED FORCES TRIBUNAL BAR ASSOCIATION

3, Rafi Ahmed Kidwai Marg, Lucknow-226002

Dr. Gyan Singh
Advocate
PRESIDENT
Mob. No.: 9452226667

Manoj Kumar Awasthi
Advocate
General Secretary
Mob. No.: 9918653182

Ref.: A.F. I/BA/2.6/23

Date: 26/09/098

Tel.: 05222975659

Parijaat Mishra

Advocate Vice President Mob.: No. 9889288588

Dharamraj Singh

Advocate Joint Secretary Mob. No.: 9670053789

Girish Tiwari

Advocate Treasurer Mob. No.: 9140027743

Rahul Pal

Advocate Exec. Member Mob. No.: 8299720593

Sarvesh Kumar Verma

Advocate Exec. Member Mob. No.: 7498597957

Dr. Amit Asthana

Advocate Nom. Exec. Member Mob. No.: 8800854554 This is in regards to the ongoing protest of the learned members of the Armed Forces Tribunal Chandigarh Bench Bar Association for upholding the integrity and independence of the judiciary as well that of the legal profession. The concerns raised by our learned friends at Chandigarh, is with respect to the transfer, that is being widely perceived as retributory, if not punitive, in nature, of the Hon'ble Judicial Member-cum-HoD of the AFT, Chandigarh Bench in response to the prudent and dutiful actions taken on part of His Lordship towards ensuring compliance of the orders issued by the Tribunal. The core issue of this controversy ails not only the members of the bar and bench at Chandigarh but it is a cause for grievance for all litigants from the armed forces as well as for the entire legal and judicial fraternity across the country.

Needless to say, the entire corpus of the AFT Bar Association, Lucknow stands in solidarity with our brethren at Chandigarh for the cause of upholding the respect, integrity and independence of the judiciary. We highly condemn the attempts of the bureaucrates at the Ministry of Defence who're trying to curb the majesty of our judiciary in order to make Their Lordships act as per the ministry's bidding. It is an unprecedented and most deplorable encroachment of power.

A meeting of the general body of the AFT Bar Association, Lucknow shall be convened at the earliest to decide upon further course of action regarding this crucially important issue.

Thanking you.

[Mano] Kumar. Awasthi] Gen. Secy.

AFT Bar Association Lucknow

(Manoj Kumar Awasthi) General Secretary Armed Forces Tribunal Bar Association Lucknow Mob.-6388276932

ARMED FORCES TRIBUNAL BAR ASSOCIATION JAMMU BENCH

Office: Military Station, Sanjuwan, Jammu (J&K) - 180011

B.S.Sarmal

Advocate

President

Mob. No.: 9419667501

Ravi Badyal

Advocate

General Secretary

Mob. No.: 9872376116

Ref. No.: AFT/03/2023

Dated: 26.09.2023

With reference to ongoing protest of the learned members of the Armed Forces Tribunal, Chandigarh Bench Bar Association for upholding the integrity and independence of the judiciary as well that of the legal profession. In strong protest against the illegal, unethical and shocking transfer of Hon'ble Justice Dharam Chand Choudhary, former Acting Chief Justice of Himachal Pradesh High Court and currently Judicial Member cum Head of Department of Chandigarh Bench of Armed Forces Tribunal by the Chairperson of Armed Forces Tribunal which amounts to a direct assault on the independence of the judiciary. The core issue of this controversy ails not only the members of the bar and bench at Chandigarh but it is a cause for grievance for all litigants from the armed forces as well as for the entire legal and judicial fraternity across the country.

Needless to say, the entire members of Armed Forces Tribunal Bar Association Jammu Bench stand in solidarity with our brethren at Chandigarh for the cause of upholding the respect, integrity and independence of the judiciary. We highly condemn the attempts of the bureaucrats at the Ministry of Defence who're trying to curb the majesty of our judiciary in order to make their Lordship Act as per the Ministry's bidding. It is an unprecedented and most deplorable encroachment of power.

A meeting of the general body of the Armed Forces Tribunal Bar Association Jammu Bench shall be convened at the earliest to decide upon further course of action regarding this crucially important issue.

B. S. Sarmal

President

AFT Bar Association at Jammu



District Bar Association Chandigarh



DISTRICT COURTS COMPLEX, SEC. 43, CHANDIGARH

REF. No. 925/23

DATED: 30-9-2023

This is in regards to the ongoing protest of the Ld. Members of the Armed Forces Tribunal Chandigarh Bench Bar Association for upholding the integrity and independence of the judiciary as well that of the legal profession. The concerns raised by our Ld. Members/colleagues at Chandigarh is with respect to the transfer, i.e. being widely perceived as retributory, if not punitive, in nature, of the Hon'ble Judicial Member-Cum-HOD of the AFT Chandigarh Bench in response to the prudent and dutiful actions taken on part of His Lordship towards ensuring compliance of the orders issued by the tribunal. The core issue of this controversy else not only the members of the bar and bench at Chandigarh but it is a cause for grievances for all litigants from the Armed Forces as well as for the entire legal and judicial fraternity across the country.

Needless to say, the entire corpus of the District Bar Association Sector-43, Chandigarh stands in solidarity with our brethren advocates at AFT Bar Association Chandigarh Bench for the cause of upholding the respect, integrity and independence of the judiciary. We highly condemn the attempts of the bureaucrats at the Ministry of Defence who are trying to curve the majesty of our judiciary in order to make their Lordships act as per the ministry's bidding. It is an unprecedented and most deplorable encroachment of power.

A meeting of general body of the District Bar Association Chandigarh shall be convened at the earliest to decide upon further course of action regarding crucial important issue.

Shankar Gupta

President, DBA

Chandigarh.

(President)
Distt. Bar Association
Chandigarh

Golden County

Bhupinder Rana Secretary, DBA Chandigarh.



DISTRICT BAR ASSOCIATION PANCHKULA

District Courts Complex, Sector - 1, Panchkula 134109 PH.: 0172-2580222



President JAGPAL SINGH (M): 98723-11121 ADVOCATE

General Secretary SAURABH SHARMA (M): 98886-25358 ADVOCATE

Sr. Vice President RANDHIR SINGH (M): 79884-24991 ADVOCATE

Vice President ROHIT SHARMA (M): 98887-77819 ADVOCATE

Joint Secretary SUMITA WALIA

Treasurer **ASHISH RANA** (M): 79862-72019 ADVOCATE (M): 98964-99711 ADVOCATE

Ref. No. 3629/23

Dated.....

Dated: - 27.09.2023

This is in regard to the ongoing protest of the learned members of the Armed Forces Tribunal Chandigarh Bench Bar Association for upholding the integrity and Independence of the Judiciary as well that of the legal profession. The concerns raised by our learned friends at Chandigarh, is with respect to the transfer, that is being widely perceived as retributory, if not punitive, in nature, of the Hon'ble Judicial Member-cum-Hod of the AFT, Chandigarh Bench in response to the prudent and dutiful actions taken on part of his Lordship towards ensuring compliance of the orders issued by the Tribunal. The core issue of this controversy ails not only the members of the bar and bench at Chandigarh but it is a cause for grievance for all litigants from the armed forces as well as for the entire legal and judicial fraternity across the

Needless to say, the entire corpus of the Bar Association, Panchkula stands in solidarity with our brethren at Chandigarh for the cause of upholding the respect, integrity and independence of the judiclary. We highly condemn the attempts of the bureaucrats at the Ministry of Defence who're trying to curb the majesty of our judiciary in order to make their lordship act as per the ministry's bidding, it is an unprecedented and most deplorable encroachment of power.

A meeting of the general body of the District Bar Association, Panchkula shall be convened at the earliest to decide upon further course of action regarding the crucially important issue.

> President/Secretary PARA Ranchkulaciation

EXECUTIVE MEMBERS:

ANIL CHAUDHARY VINOD SHARMA AMIT SHARMA ANKIT CHANALIYA ANURAG RANA ASHISH GOYAL ASHOK KUMAR ASHWANI KUMAR BHARAT ANEJA BHAVYA ROHILLA BHUPINDER CHAUDHARY BIKRAM SINGH DHARAM SINGH ROHILLA DIXIT VASHISTH GAURAV KHERA GAURAV MOR GURMEET SINGH GURMUKH SINGH GURINDER CHANDEL HARI KISHAN SHARMA HARPREET SINGH DHILLON J.K. ANEJA JATIN RAJPUT MAHIMA RANA MALVIKA SHARMA MONA THAKUR MUNISH MARJARA MANOJ K. PANCHAL NAIB SINGH NARESH KUMAR VERMA NISHA MALIK PIYUSH GILL PRIYANKA RAHUL CHAUDHARY RAJESH KAUSHIK RAJINDER MOHAN SHARMA RAJNI RATHOUR REKHA MALIK ROHIT CHAUDHARY SALAG RAM CHAUDHARY SATINDER KUMAR SANDEEP SHARMA SHUBHAM GOYAL TALEEM TEJPAL VERMA VANDANA VARUN SINGLA YASHIKA AHLAWAT

OISTRICT BAR ASSOCIATION, KURUKSHETRA

DISTRICT COURTS, KURUKSHETRA-136118

Ref. No. 392

Dated 29 9 1 3 3

PRESIDENT :

SOURABH DUTT SHARMA

Mob.: 94166-39080

VICE PRESIDENT

ASHOK KUMAR BARNA

Mob.: 98127-96801

GEN. SECRETARY:

BALWINDER SINGH KAMODA

Mob.: 98132-64274

JOINT-SECRETARY:

RAKESH KUMAR NANDAL

Mob.: 93555-55107

TREASURER / CASHIER:

AJAY PANCHAL

Mob.: 94662-88057

LADY EXECUTIVE MEMBER:

7

ANJALI MARATHA

Mob.: 85809-28023

This is in regards to the ongoing protest of the learned members of the Armed Forces Tribunal Chandigarh Bench Bar Association for upholding the integrity and independence of the judiciary as well that of the legal profession. The concerns raised by our learned friends at Chandigarh, is with respect to the transfer, that is being widely perceived as retributory, if not punitive, in nature, of the Hon'ble Judicial Member-cum-HoD of the AFT, Chandigarh Bench in response to the prudent and dutiful actions taken on part of His Lordship towards ensuring compliance of the orders issued by the Tribunal. The core issue of this controversy ails not only the members of the Bar and Bench at Chandigarh but it is a cause for grievance for all litigants from the Armed Forces as well as for the entire legal and judicial fraternity across the country.

Needless to say, the entire corpus of the District Bar Association, Kurukshetra stands in solidarity with our brethren at Chandigarh for the cause of upholding the respect, integrity and independence of the judiciary. We highly condemn the attempts of the bureaucrates at the Ministry of Defence who're trying to curb the majesty of our judiciary in order to make their Lordships act as per the ministry's bidding. It is an unprecedented and most deplorable encroachment of power.

A meeting of the general body of the District Bar Association, Kurukshetra shall be convened at appropriate time to decide upon further course of action regarding this crucially important issue.







DRT BAR ASSOCIATION CHANDIGARH S.C.O. 33-34-35, SECTOR 17, CHANDIGARH

REF NO.: DRTBA/CHD/81/22-23 DATE: 27.09.2023

To

The President,

Armed Force Tribunal Bar Association,

Panchkula.

Subject:

Regarding expressing the solidarity with the President, Armed

Force Tribunal Bar Association, Panchkula.

Respected Sir,

This is in regards to the ongoing protest of the Learned Members of the Armed Force Tribunal Chandigarh Bench, Bar Association for upholding the integrity and independence of the judiciary as well that of the legal profession and in order to express the solidarity as a unity of legal fraternity, the President Amit Rishi along with all the Hon'ble members of DRT Bar will extend full support to Armed Force Tribunal Bar Association, Panchkula in view of the call given by the President, Armed Force Tribunal, Panchkula with regard to the strong protest against the illegal, unethical and shocking transfer of Justice Dharam Chand Choudhary, former Acting Chief Justice of the Himachal Pradesh High court and currently Judicial Member cum Head of the Department of the Chandigarh Bench of the Armed Forces Tribunal, by the Chairperson of AFT. The DRT Bar under the chairmanship of the President, Sh Amit Rishi will always stand beside you in the interest of dignity of the legal and judicial fraternity and in the interest of justice and will provide full support till the issue resolved..

Regards & Thanks

for DRT Bar Association, Chandigarh

AMIT RISHI Advocate

PRESIDENT

DRTBA, CHD

SUMIT BATRA Advocate

DRTBA, CHD

PRESIDENT	VICE PRESIDENT	HONORARY SECRETARY	JT. SECRETARY	TREASURER
AMIT RISHI	IQBAL MOHD.	SUMIT BATRA	SONAL CHHABRA	SUMEET SEHGAL
94171-40040	9216611999	98761-11913	90231-90148	98149-02229



VETERAN AIR WARRIOR ASSOCIATION, HARYANA Registration No. HR4/2018/01643

Regd. Under Societies Act 2012 (Haryana Act 1 of 2012) Regd. Office : Shop No. 27, Mohan Nagar Chowk, Kurukshetra - 136118 (Haryana) E-mail : veternairwarrior@gmial.com

President Sh. Pawan Kumar Saini Ref No. M. 9041494168

005/2023

Dated

: 29-09-2023

Vice-President Sh. L.K. Gera M. 9996421573

Vice-President Sh. Karanbir Singh M. 9928311790

General Secretary Sh. Rishi Ram Sharma M. 9416224335

Joint Secretary Sh. Kulwant Singh M. 9991998111

Treasurer Sh. Naresh Pal Taya M. 8295500508

Legal Advisor Sh. B.S. Aneja M. 9896432325

Executive Members Sh. Saranjit Singh Sh. Ram Saran Sh. Karnail Singh Sh. Jit Ram Saini

This is regard to the ongoing protest of the learned members of the Armed Forces Tribunal Chandigarh Bench Bar Association for upholding the integrity and independence of the judiciary as well as that of the legal profession. The concern raised by our learned friends at Chandigarh, is with respect to the transfer, that is being widely perceived as retributory, if not punitive, in nature of the Hon'ble Judicial Membercum-HoD of the Armed Forces Tribunal Chandigarh Bench in response to the prudent and dutiful actions taken on part of His Lordship towards ensuring compliance of the orders issued by the Tribunal. The core issue of this controversy ails not only the members of the Bar and Bench at Chandigarh but it is a cause for grievance for all the litigants from the Armed Forces as well as for the entire Legal and Judicial Fraternity across the country.

Needless to say, the entire corpus of the Veterans Air Warrior Association Kurukshetra stands in solidarity with our brethren at Chandigarh for the cause of upholding the respect, integrity and independence of the judiciary. We highly condemn the attempts of the bureaucrats at the Ministry of Defence who're trying to curb the majesty of our judiciary in order to make their Lordships act as per Ministry's bidding. It is an unprecedented and most deplorable encroachment of

A meeting of the Executive Body of Veterans Air Warrior Association Kurukshetra shall be convened at appropriate time to decide upon further course of action regarding this crucially important issue connected with all veterans of Armed Forces.

> im (Rishi Ram Sharma) **General Secretary** Veteran Air Warrior Association Kurukshetra (Haryana)

WAR AND